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FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

2 MAR 1993

IN REPLY REFER TO:
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MAR 5 1993

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Honorable Toby Roth
U.S. House of Representatives
2352 Rayburn Building
Washington, D.C. 20515

Dear Congressman Roth:

This is in reply to your letter of February 9, 1993, in which you inquired on behalf of your constituent, Brian Walbrun, regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz.

Those rules have been in place for over 20 years. While they have been amended on numerous occasions since that time, they nonetheless embody regulatory concepts based on yesteryear's technology and, unless changed, will stifle the growth and development of private land mobile radio technology and services, which are used primarily by local governments, public safety entities, and businesses to enhance their productivity. The Commission issued the Notice, therefore, to solicit comment from all interested persons on a wide variety of proposals designed to increase channel capacity, to promote more efficient use of these channels, and to simplify the rules governing use of these channels.

The proposals in the Notice reflect to a large extent concepts and proposals submitted in the initial inquiry stages of this proceeding. None of the proposals set forth in the Notice, however, are engraved in stone. Indeed, the proposals represent our best judgment at this stage of the proceeding on steps that must be taken to improve the regulatory climate for users of the private land mobile radio spectrum below 512 MHz. To this end, some of the critical issues that must be resolved relate to channel spacing, the amount of time provided to users to convert to new technical standards, how the 300 to 500 percent increase in channel capacity should be licensed, how the rules should be written to provide users technical flexibility, and whether the current nineteen radio services should be consolidated and, if so, how. I have enclosed for your information a copy of that part of the Notice that describes the numerous proposals.

Mr. Walbrun is specifically concerned about the impact of these changes on radio control (R/C) hobby users. Enclosed is a discussion paper concerning our proposals for the 72-76 MHz band. In short, we expect there would be no adverse impact on R/C operations because of any proposal contained in the Notice.

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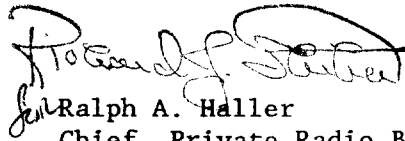
Honorable Toby Roth

2.

We are, of course, sensitive to the concerns of both users of private land mobile radio spectrum and R/C hobbyists. We will, therefore, take into careful consideration all their comments. Your constituent's concerns will be fully evaluated when we develop final rules in this proceeding. As indicated in the Notice, we remain convinced that without significant regulatory change in radio operations in the bands below 512 MHz, the quality of communications in the private land mobile radio services will continue to deteriorate to the point of endangering public safety and the national economy.

We want to thank you for your interest in this proceeding. Comments on the proposals set forth in the Notice are due May 28, 1993, and Reply Comments are due July 14, 1993. We expect final rules to be issued in 1994. We urge your constituent to file formal comments on all aspects of the proposals.

Sincerely,

A handwritten signature in dark ink, appearing to read "Ralph A. Haller", is written over a printed name. The signature is stylized with a large, sweeping initial "R".

Ralph A. Haller
Chief, Private Radio Bureau

Enclosures:

Notice

Order

Discussion paper

Congressional

DUF OBC: 2-25-93

PLEASE MAKE 2 EXTRA COPIES OF INCOMING, ATTACHMENTS,
AND REPLY FOR DOCKET FILE, ROOM 222.

CONGRESSIONAL CORRESPONDENCE TRACKING SYSTEM
02/17/93

LETTER REPORT

CONTROL NO.	DATE RECEIVED	DATE OF CORRESP	DATE DUE	DATE DUE OLA(857)
9300661	02/17/93	02/09/93	03/02/93	

TITLE	MEMBERS NAME	REPLY FOR SIG OF
Congressman	Toby Roth	BC

CONSTITUENT'S NAME	SUBJECT
Brian Walbrun	inq. comments on PR Docket 92-235

REF TO	REF TO	REF TO	REF TO
PRE/4mm			
2-18-93			
DATE	DATE	DATE	DATE
02/17/93			

REMARKS:

TOBY ROTH
EIGHTH DISTRICT
WISCONSIN

2352 RAYBURN BUILDING
WASHINGTON, D.C. 20515

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United States
House of Representatives

February 9, 1993

PRB
92-235
(66)

FOREIGN AFFAIRS COMMITTEE
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POLICY RESEARCH AND INSURANCE

Mr. Alfred C. Sikes
Chairman
Federal Communications Commission
Office of Congressional and Public Affairs
1919 M St NW
Washington, D.C. 20443

Dear Mr. Sikes:

Mr. Brian Walbrun has contacted me by enclosed letter in regards to his objection to proposed rules change under PR Docket 92-235 since he believes it would interfere with his frequency.

I would appreciate your comments.

Sincerely,

Toby Roth
Member of Congress

TR:jpf
enc

1-31-93

Brian Wallbur
1421 W. Edmund
Appleton Wis 54914

Dear Mr. Toby Roth;

I object to the proposed rules that are currently under ~~a~~ consideration by the Federal Communications Commission (FCC). The proceeding is PR Docket 92-235. Developed by the FCC and Nat'l. Service, it creates a massive Frequency restructuring - the first of its type in 60 years.

The 419 page document addresses frequency use in another service (Part 88) but will also affect Part 95 where our R/C frequency use lives. Without becoming too technical, the restructuring inserts two new frequencies between those presently assigned for modeling use and commercial users. That means we could have a transmitter almost four-times the power output of ours, only 2.5 KHZ away from a large number of our 72 and 75 MHz frequencies. Presently they are 10 MHz away.

On the 72 MHz band, thirty-one of our frequencies would be bracketed, principally in the lower

Our models all vary from 20" wingspan up to 20 ft, from 2 lbs. to 110 lbs, from 15 mph, to 200 mph jets. The cost also varies from as little as \$150⁰⁰ to over \$10,000⁰⁰ per plane. They also take from 2 weeks to 5 years to build. The quality is often extraordinary.

Our hobby is also a living to some industries and over all it affects a couple million people.

I alone have over \$8,000 invested in this sport which I put to use every year.

The frequencies we have allocated to us all of them we desperately need.

If you have any questions please contact a local club in Wisconsin, there are many. Here are 3, MARCS of Madison, Valley Aero Modelers of Appleton, Calumet Flyers of Bullion.

I ask you PLEASE to help us, to get the FCC to not allow these new changes of the Proposed rule making in PR Docket 92-235.

Sincerely,

Brian Wallman

The FCC will act on this.

BN OR About 2-26-93